

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

SHVETA KAKAR KURTZ, DANIEL L. KURTZ, and  
A.K., *a minor child*,

Plaintiffs,

-v-

DR. MARIE LUPICA, *as treating physician and state  
actor operating under color of law* and NEW YORK  
PRESBYTERIAN HOSPITAL/WEILL-CORNELL  
MEDICAL CENTER,

20-CV-3401 (PAE)

ORDER

Defendants.

PAUL A. ENGELMAYER, District Judge:

Attached to this Order are the notes sent by the jury during their deliberations.

SO ORDERED.



PAUL A. ENGELMAYER  
United States District Judge

Dated: July 13, 2023  
New York, New York

17 JULY 2023  
1  
IF we have a question  
that is not brought up, do  
we have ~~the~~ any right for  
clarity or just take in  
what the lawyers/witness says?

The BP Cuff was put on the  
Baby's leg.

What is the pressure exerted?  
It gets very tight on adult arms.

Just  
Since this was done again before  
the baby was DC, could it  
have done something to the baby? <sup>Wrote</sup> a touch  
Then exacerbated by re-clothing,  
putting baby in whatever harness/baby  
seat, etc, by parents?

Also: Why nothing about the rib fractures?  
Seems after the initial fact.

JURY NOTE 2

THE

FOREMAN

IS

NUMBER

ONE

Please Ask

Mr. Smallman

We asked

For :

- More Coffee
- Creamers
- Milk (for coffee)

- Coffee Cups
- Stirrers
- Sweet & Low

JURY NOTE 3

We have a verdict,  
Unanimously, Under Liability  
We have vote No to  
the First Element

Foreman

JURY NOTE 4